

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

Jimmie Lewis

v.

CA NO. 04-1350 (GMS)

DR. SYLVIA FOSTER, ET AL.



MOTION FOR LEAVE TO PROPOUNO
DISCOVERY FROM AND FOR DEFENDANT
DR. SYLVIA FOSTER PURSUANT TO
FED R. CW P # 34 # 2(A).

DATE: 2/28/07

Jimmie Lewis
SB# 506622
DEL. CORR. CENTER
1181 PADDOCK RD
SMYRNA, DEL 19977

- 1.) FOR THE HANDWRITTEN INFORMATION NOTED ON THE D.P.C.'S SECLUSION / RESTRAINT PATIENT FEEDBACK FORMS, SECLUSION AND OR RESTRAINT FORMS, NURSING ASSESSMENT FORMS, DOCTOR ORDER SHEETS DATING FROM 5/21/04 TO 6/25/04, THE F.C.M CONSULTATION REQUEST DATED JUNE 9, 04, INCIDENT - REPORTS, 6 PAGE SOCIAL ASSESSMENT DATED 5/24/04, CONSULTATION REQUEST DATED 6/9/04, DEPARTMENT OF HEALTH AND SOCIAL SERVICES INSTITUTION ADMISSION RECORD DATED 5/21/04, INTERDISCIPLINARY GROUP THERAPY DOCUMENTATION SHEET, PROGRESS NOTES DATING FROM 5/21/04 TO 6/25/04, TO BE TYPED BECAUSE SAID DISCOVERY INFORMATION IS NOT LEGIBLE IN USEABLE FORM.
- 2.) DR. SYLVIA FOSTER'S D.P.C WORK SCHEDULE DATING FROM 5/21/04 TO 6/25/04, DURING THE COURSE OF THE PLAINTIFF'S STAY AT THE D.P.C

3.) THE D.P.C WORK SCHEDULE FOR
ALL OF WITNESS DR. FOSTER
INTENDS TO CALL AS WITNESSES,
DATING FROM 5/21/04 TO 6/25/04
THE COURSE OF THE PLAINTIFF'S STAY
AT THE D.P.C FOR THE PURPOSE OF CREDIBILITY.

4.) A LIST OF WITNESSES DR. SYLVIA FOSTER
INTENDS TO CALL.

5.) A LIST PERSONS WHO ARE TO PROVIDE
EXPERT TESTIMONY IN THIS CASE AND OR
WHOSE DUTIES AS EMPLOYEE INVOLVES GIVING
TESTIMONY ALONG WITH ANY WRITTEN REPORT(S)
FOR WHICH SHALL CONTAIN SIGNATURES,
COMPLETE STATEMENTS OF OPINIONS AND THE BASIS
THEREOF ALONG WITH THE DATA UTILIZED IN FORMING
OPINION, EXHIBITS USED AS SUMMARY REPORTS, THE
QUALIFICATION OF THE WITNESS, A LIST OF ALL
PUBLICATIONS AUTHORED BY THE WITNESS WITHIN
THE PROCEEDING TEN YEARS, COMPENSATION PAID FOR
THE STUDY AND TESTIMONY, AND A LIST OF ANY
OTHER CASES THE WITNESS HAS TESTIFIED AS
AN EXPERT WITNESS WITHIN THE PROCEEDING
FOUR YEARS.

6.) PHOTOCOPIES OF DR. FOSTERS
BONDS, LEASES, BANK ACCOUNT STATEMENTS
FOR THE PAST TWELVE MONTHS, BEQUESTS,
DEVISES, ANNUITIES, PENSION AND RETIREMENT
BENEFITS, NOTES, INSURANCE POLICY,
INSURANCE BENEFITS, ALL DOCUMENTS OF TITLES -
DEEDS - STOCKS - WAREHOUSE AND OR
STORAGE RECEIPTS - DEBENTURES - CERTIFICATES -
MORTGAGES - BILLS - DEPOSIT OF BANKS -
SAVINGS AND LOAN STATEMENTS, JUDGEMENT
OF LIENS, INDORSEMENTS, ACQUITTANCES,
1040 OR 1040 EZ AND W2 TAX FORMS, SECURITY
INSTRUMENTS AND OTHER DEBTS AND OBLIGATIONS
IN WRITING OF WHATEVER KIND; DUE TO
DR. S. FOSTER BEING A CONTRACT PSYCHIATRIST.

7.) THE NEW CASTLE COUNTY SUPERIOR COURT
COURT ORDER THAT GRANTED AUTHORITY
FOR THE PLAINTIFF TO BE PSYCHIATRICALLY
EVALUATED FOR COMPETENCY AT THE D.P.C

8.) THE OFFICIAL NEW CASTLE COUNTY
SUPERIOR COURT ORDER THAT WAS
DOCKETED WITH THE NEW. CASTLE COUNTY
CLERK OR THE PROTHONOTARY, GRANTING
THE DEFENDANT AUTHORITY TO SEND AND
OR HAVE THE PLAINTIFF TRANSFERRED
BACK TO THE D.O.C BEFORE CONDUCTING
HIS COMPETENCY HEARING AND BEFORE
HIS GRIEVANCES WERE COMPLETELY
EXHAUSTED.

9.) A PHOTO COPY OF DR. FOSTER'S
PSYCHIATRIC LICENCE THAT GAVE
HER AUTHORITY TO PRACTICE
PSYCHIATRY DATING FROM 5/21/04 TO
6/25/04.

10.) A PHOTO COPY OF DR. FOSTER'S
D. P. C JOB CONTRACT OF EMPLOYMENT.

11.) DR. FOSTER'S PREVIOUS CIVIL COMPLAINT
ACTION NUMBERS, DATES, FINAL JUDGEMENT
DECISIONS AND PHOTO COPIES OF SAID COMPLAINTS.

CERTIFICATE OF SERVICE

I, THE UNDERSIGNED PLAINTIFF JIMMIE LEWIS
DUE HEREBY CERTIFY ON THIS 28th, DAY OF FEB,
2007, THAT I DID MAIL ONE TRUE AND CORRECT
COPY THE MOTION FOR LEAVE TO PROFOUND
DISCOVERY FROM AND FOR DEFENDANT
DR. SYLVIA FOSTER PURSUANT TO FED R
CIV P # 34, BY U.S MAIL TO THE FOLLOWING:

CLERK OF THE COURT (GMS)
UNITED STATES DISTRICT COURT
844 N. KING ST, CLOCKBOX 18
WILMINGTON, DELAWARE 19801

LOUIS J. RIZZO JR ESCQ
1001 JEFFERSON PLAZA
SUITE 202
WILMINGTON, DELAWARE 19801

DATE: 2/28/07

Jimmie Lewis
SB# 506622
DEL. CORR. CENTER
1181 PADDOCK RD
Smyrna, Del 19977